



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES Division of Water Rights

MICHAEL R. STYLER
Executive Director

JERRY D. OLDS
State Engineer/Division Director

20 July 2011

BARTON DITCH ASSOCIATION
PO BOX 421
BEAVER UT 84713

RE: MEASURING DEVICE NOTICE / SEAA 1109, BARTON DITCH DIVERSION

TO: David Edwards, Tracy Ross, Steve Bradshaw, and Charles Ross

On May 27, 2006, the Division of Water Rights ("the State Engineer") initiated the referenced agency action and sent you a Notice of Agency Action including the statutory requirement for a measuring device on the Barton Ditch Diversion.

It has subsequently been reported by Steve Gale, the Beaver River Water Commissioner to the State Engineer that a suitable measuring device has been installed as required and the subject agency action can be formally concluded.

Please be aware that maintenance of the installed structure remains your responsibility. You should consult regularly with the Water Commissioner or with the Distribution Engineer, Mike Silva to assure continued proper to assure continued proper maintenance and functioning of the measuring device. This will require annual cleaning of the entrance and exit way of the measuring device. This also requires that a suitable and properly mounted staff gauge be installed and maintained (cleaned), as part of ongoing compliance for the measuring device requirement.

Therefore, the subject agency action can be formally concluded. Your efforts to comply with the order are commended and appreciated. Thank you for your efforts.

Sincerely,

A handwritten signature in cursive script that reads "Mike Silva".

Mike Silva
Distribution Engineer

pc: G. Kurt Vest, P.E. / Southwestern Regional Engineer
Steve Gale / Water Commissioner / PO Box 855 / Beaver UT 84713
File: SEAA 1109